

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

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**IN RE GENETICALLY MODIFIED  
RICE LITIGATION**

**4:06 MD 1811 CDP**

**This Document Relates to:**

*Riceland Foods, Inc. v. Bayer AG, et al.*,  
4:09 CV 433 CDP

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**PLAINTIFFS’ LEADERSHIP GROUP’S MOTION TO ENFORCE  
THIS COURT’S COMMON BENEFIT ORDER AS TO RICELAND FOODS, INC.**

Plaintiffs’ Court-appointed Co-Lead Counsel (“Lead Counsel”) on their own behalf and on behalf of the Court-appointed members of Plaintiffs’ Executive Committee and other plaintiffs’ counsel who, at the direction, request, and supervision of Lead Counsel, actively have assisted in prosecuting this centralized multidistrict litigation (collectively, Plaintiffs’ “Leadership Group”), respectfully moves this Court, upon the accompanying Memorandum of Law, dated January 18, 2011, and the exhibits attached thereto, for an Order enforcing this Court’s February 24, 2010 Memorandum and Order (Dkt. No. 2574) (emphasis added) (“Common Benefit Order”) over Riceland Foods, Inc.

**WHEREFORE**, for the reasons set forth in the accompanying supporting Memorandum of Law, the Leadership Group respectfully requests that this Court enter an Order enforcing the Common Benefit Order over Riceland Foods, Inc. and compelling the Bayer Defendants to hold back and set aside the aggregate amount of 10% (7% for attorneys’ fees and 3% for common benefit costs and expenses) from any judgment, settlement, or other resolution of Riceland’s claims against the Bayer Defendants arising out of the LLRICE contamination.

**Dated:** January 18, 2011

Respectfully submitted,

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*Plaintiffs' Executive Committee*

**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that I have this 18th day of January, 2011, electronically filed a copy of the foregoing with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the parties of record.

/s/ Adam J. Levitt